



The Comptroller General  
of the United States

Washington, D.C. 20548

## Decision

Matter of: Shelley Radiant Ceiling Co., Inc.;  
Terstep Southwest  
File: B-227006.2  
Date: October 6, 1988

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### DIGEST

The award of a lower tier subcontract that is consistent with requirements of the prime contract is a matter to be considered by the contracting agency in the administration of its contract and not by the General Accounting Office as part of its bid protest function.

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### DECISION

Shelley Radiant Ceiling Co., Inc. (Shelley) and Terstep Southwest (Terstep) jointly protest the choice of Aero Tech, Inc., a supplier, as an installer by the subcontractor of the awardee, J. W. Bateson Co. Bateson was awarded a contract under Veterans Administration (VA) request for proposals (RFP) No. 8602-AE. The RFP was for work on Phases I and II of VA project No. 580-040, construction of a new VA hospital in Houston, Texas.


The second tier subcontract being protested here involves the installation of radiant ceiling heating and cooling panels in the new hospital. Neither Shelley nor Terstep submitted an offer. Their interest in the procurement is as a potential supplier or installer.

The award of a lower tier subcontract that is consistent with the requirements of the prime contract is a matter to be considered by the contracting agency in the administration of its prime contract. Our Office does not review

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existing contract as contract administration is outside the scope of the bid protest process. 4 C.F.R. § 21.3(m) (1988).

The protest is dismissed.

  
Ronald Berger  
Associate General Counsel